

## REGULAR MEETING MINUTES

**October 9, 2018**

A regular meeting of the Mayor and Council of the Borough of Bradley Beach was held in the Meeting Room, 701 Main Street, and Bradley Beach, New Jersey on the above date.

### **CALL TO ORDER**

Mayor Gary Engelstad opened the meeting with a salute to the flag.

Sunshine Law

The meeting has been noticed publicly according to the Open Public Meetings Act requirement for the "Annual Notice", and posted on the official bulletin board.

### **ROLL CALL 6:30 pm**

Present: Council: Weber, Goldfarb, Bonnell  
Mayor Engelstad  
Borough Attorney Marguerite Schaffer  
Municipal Clerk/Administrator Kelly Barrett  
Chief Financial Officer, Gail Krzyzczuk  
Deputy Municipal Clerk Erica Kostyz

### **CEREMONIAL:**

Mayor Engelstad swore in Justin R. Poblete to the Bradley Beach Police Department as a Probationary Police Officer.

ON MOTION by Engelstad/Weber the Regular Meeting Minutes  
Of September 25, 2018

ROLL CALL AYES: Weber, Goldfarb, Bonnell, Engelstad  
NAYS: None  
ABSENT: Cotler  
ABSTAIN: None

### **MINUTES APPROVED**

### **PUBLIC COMMENT**

William Psiuk, 110 Fifth Avenue, suggested a clarification to Ordinance 2018-25, as the language reads the "Beach Opens Daily in mid-June", he stated that the language is confusing and should list a specific date.

John Naples, 506B Ocean Avenue, expressed concerns regarding a Labor Day Festival, he stated that it was his understanding that any Festival other than the Memorial Day Event would be held in the fall.

Jane DeNoble, 612 Third Avenue, expressed the following concerns regarding the Memorial Day & Labor Day Festival RFP: amount of insurance coverage, a second year option and suggested obtaining the vendors tax ID numbers.

Harvey Rosenberg, Ocean Park Avenue stated that the Memorial Day Committee requested two events: Memorial Day to kick off the start of the summer and Labor Day to end the summer. The

Committee’s position is that holding the events during those times would create less of an impact on the residents rather than holding a middle of the summer event. The two year option is more beneficial to the borough.

Al Gubitosi, 615 Fourth Avenue, expressed the following concerns regarding the Memorial & Labor Day RFP: the insurance requirement being too low, additional work for the DPW, impose restricted areas, suggested language regarding replacement vs. repair and utilization of the north end lot.

Jane DeNoble, 612 Third Avenue suggested that the Memorial Day Committee make donations amounts equal to all organizations.

Eileen Shissias, 12 Fourth Avenue, stated she was thankful for all of the time and effort put into the RFP process. She continued that the events cause a hardship to the residents on the first few blocks off Ocean Avenue.

Councilman Weber suggested an addition to the RFP, address the environmental impact of the event. He gave the example of a recent event held in Asbury Park that banned plastic water bottles.

Mayor Engelstad stated that the borough may include language in the RFP addressing the environmental impact. He suggested that the agreement include a requirement for the organizations that is being awarded the concession to meet with the Environmental Commission along with the Memorial Day Committee to discuss an innovative way to dispense liquids.

Ms. Schaffer, Borough Attorney stated that the borough may add “Environmental Stewardship” language to the RFP under Technical Criteria.

**ORDINANCE 2018-25**

**AN ORDINANCE TO AMEND THE BRADLEY BEACH CODE, COUNTY OF MONOUTH, STATE OF NEW JERSEY CHAPTER ONE HUNDRED TWENTY THREE, BEACHFRONT AREAS AND ADJACENT WATERS**

ON MOTION by Engelstad/Weber to introduce ordinance 2018-25

ROLL CALL AYES: Weber, Goldfarb, Bonnell, Engelstad

NAYS: None

ABSENT: Cotler

ABSTAIN: None

ON MOTION by Engelstad/Goldfarb to authorize the Borough Clerk to advertise for RFP’s for the Memorial and Labor Day Festivals with changes: Insurance Requirements: \$1,000,000 per occurrence and \$3,000,000 aggregate and add under Technical Criteria “Environmental Stewardship”.

ROLL CALL AYES: Weber, Goldfarb, Bonnell, Engelstad

NAYS: None

ABSENT: Cotler

ABSTAIN: None

Resolution 2018-141 Authorizing the Borough Clerk to advertise for RFP's for the Memorial and Labor Day Festivals

ON MOTION by Engelstad/Weber to approve the Consent Agenda  
ROLL CALL AYES: Weber, Goldfarb, Bonnell, Engelstad  
NAYS: None  
ABSENT: Cotler  
ABSTAIN: None

**CONSENT AGENDA**

- 2018-142 BILL LIST
- 2018-143 Authorizing a bid be awarded to Fiore Paving Company, 4 Fiore Court, Oceanport NJ for the Ocean Park Avenue Improvements in the amount of \$242,298.25
- 2018-144 Authorizing final payment to BlackRock Enterprises, Inc. for a total contract amount of \$292,154.50 for the Riley Park Improvements Project
- 2018-145 Authorizing the BBPD's participation in the Law Enforcement Support Office 1033 Program
- 2018-146 Authorizing the Bonfire on Fifth Avenue Beach on Friday, November 23, 2018
- 2018-147 Authorizing Dogs in Riley Park for the "Halloween Pooch Parade" on Saturday, October 20, 2018 from 1-3 pm (rain date Sunday, October 21, 2018)
- 2018-148 Authorizing a curfew from October 30, 2018 through November 1. 2018 from 8:00 pm to 6:30 am
- 2018-149 Authorizing a Tax Title Lien Redemption
- 2018-150 Authorizing the 2019 SCAT Agreement with the County of Monmouth

**ADOPTED**

**MAYOR AND COUNCIL REPORTS**

Councilman Weber provided the following updates: The BBES PTO will be holding a fundraiser on October 19, 2018 at the Columns in Avon. The BBES will be selling mums to support the 8<sup>th</sup> grade trip. He provided the Community Development third quarter report.

Councilman Goldfarb commented that Justin Poblete was a good selection as the newest member of the BBPD. He mentioned "Harvest Moon", retail shop, recently opened on Main Street and encouraged everyone to visit. He stated that he recently had a wonderful dinner at Marandola's Restaurant on Main Street and Riley Park located across the street looked great.

Councilman Bonnell expressed concerns regarding the installation of handicap sidewalks on Main Street.

Mayor Engelstad congratulated Justin Poblete on his new position. He stated that the Veterans Day Ceremony will be held at Riley Park on 11/11/18 at 11:00 am and the veteran speaking will be Joseph Gugliuzza.

Kelly Barrett provided the following update on the replacement of the bocce courts: the existing courts will be completely replaced along with the gazebo. The new courts will be centered between Fourth and Third Avenues. The drainage system will consist of stone, corrugated pipe and layers of clean blue stone. The top surface for will consist of crushed oyster shells.

## **PUBLIC COMMENT**

William Psiuk, 110 Fifth Avenue, expressed concerns regarding possibly approving a medicinal marijuana dispensary in Bradley Beach. He questioned the ability to enforce “No Smoking” at the beach if an individual was smoking medicinal marijuana.

Mayor Engelstad stated that a town hall meeting would be held prior to any approval being granted by the governing body of marijuana dispensenaries.

Councilman Weber stated that medicinal marijuana has already been approved in New Jersey

Mike McCarthy, 604 ½ McCabe Avenue expressed concerns regarding the workmanship of the handicap sidewalks

Julie Nutaitis, 605 Newark Avenue, expressed concerns regarding the handicap sidewalks.

Eileen Shissias, 112 Fourth Avenue commented that a light pole was missing near the lifeguard station on the beachfront promenade.

Terry Wright, 406 Madison Avenue, requested an update from Councilman Weber regarding the School Board’s decision on a school safety officer.

Councilman Weber responded that the Board is weighing different options and will discuss at the next School Board meeting scheduled for October 16<sup>th</sup>.

Joe Kulick, 509 Monmouth Avenue, suggested installing water fountains in town.

Rich Despins, 600Third Avenue, stated that it is very important to use the proper material when installing the bocce courts.

Jane DeNoble, 612 Third Avenue, commented that there were trucks being parked overnight in violation of the Commercial Truck Parking Ordinance.

Lt. Bianchi responded that there is a moratorium on the overnight truck parking ordinance, however, warnings are being issued.

Mayor Engelstad stated that there have been many ideas discussed and we want to get it right. The new borough attorney will be reviewing the ordinance.

Anne Polito, 513 Bradley Blvd., announced that the Sylvan Lake cleanup is scheduled for Saturday, 9:00 – 1:00 pm and encouraged all to attend.

Engelstad/Goldfarb moved to adjourn

ADJOURN 7:30 pm

---

KELLY BARRETT RMC, CMR  
Municipal Clerk/Administrator